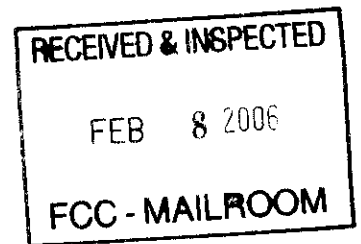


DOCKET FILE COPY ORIGINAL



February 6, 2006

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12th Street Lobby - TW - A325
Washington, DC 20554

Re: Response to Counterproposal
Meyersville, Texas (MB Docket No. 05-246)

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of my
Response to Counterproposal for Channel 261A at Meyersville,
Texas. (MB Docket No. 05-246)

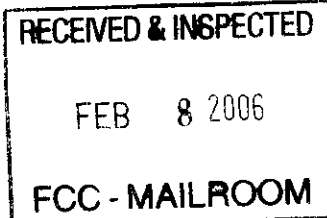
Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles Crawford", written over a horizontal line.

Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 642-6410 Tele

Resp Mey

No. of Copies rec'd 0+4
LISTABODE



Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
Amendment of 73.202 (b)) MB Docket No.05-246
Table of Allotments) RM-11263
FM Broadcast Stations)
(Meyersville, Texas)

To: Office of the Secretary
Attn: Audio Division, Media Bureau

RESPONSE TO COUNTERPROPOSAL

I, Charles Crawford, hereby respectfully respond to the Counterproposal in the above captioned proceeding, filed by LaGrange Broadcasting Corporation ("LaGrange") on September 19, 2005 and put on Public Notice, Report No. 2753, released January 25, 2006.

DISCUSSION

LaGrange proposes a second service to Yoakum in lieu of a first service to Meyersville

In their Counterproposal, LaGrange is proposing to move KTXM 260A/ Hallettsville to channel 261A, relocate the station, and re-license it to Yoakum, Texas as the second service to that community, in lieu of allotting Channel 261A as a first service to Meyersville, Texas as proposed in the NPRM. Additionally, at page 1, footnote #1, LaGrange says in their counterproposal to this proceeding,

"...since the Commission's ECFS system, for some unexplained reason, does not include the petition nor any other document in this docket with the sole exception of the NPR, but as a "Petition for Reconsideration"."

Therefore, for ease of reference I have included my original petition and my petitioner's comments as Attachment A.

LaGrange has already pledged KTXM 260A/ Hallettsville in MB Docket No. 04-215

In the counterproposal filed by Fort Bend Broadcasting Company in the currently active proceeding, MB Docket No. 04-215, Matagorda, Texas, LaGrange has pledged to relocate the reference coordinates of KTXM some 13.6 km north west in order to clear the proposed assignment of FM Channel 259C3 at Edna, Texas. An important public benefit claimed within that counterproposal is the "white area" which will be covered by KTXM by relocating its site to 29 32 03/ 97 02 54. At page 2 of the counterproposal, Fort Bend Broadcasting Company says,

"..also include a first new reception service to persons located in a presently unserved "white area" who would receive that new first reception service from a necessary relocation of transmitter site for KTXM in Hallettsville."

Again at page 10, Fort Bend Broadcasting Company says,

"It is submitted that the gains resulting from this change at KTXM would serve the highest priority considered in allocation proceedings (a first reception service) and, as such, provides a further

independent public interest basis for adoption of the Fort Bend proposal. LaGrange Broadcasting Corporation, licensee of KTXM has committed and agreed (Exhibit A) that upon approval of the Fort Bend counterproposal, **it will promptly file an application for minor modification of license to make the change in site location as set forth herein,** and upon approval of that application, to diligently construct and operate KTXM at that new site."

KTXM can't do both. KTXM can't relocate some 13.6 km north west to 29 32 03/ 97 02 54 and pick up "white area" coverage as proposed in MB Docket No 04-215 **and** move to Channel 261A, relocate to 29 15 47/ 97 10 45, and re-license to Yoakum, Texas as proposed in the above captioned proceeding.

Meyersville is a community for FM allotment purposes

LaGrange contends that Meyersville, Texas does not qualify as a community for FM allotment purposes. I disagree. Meyersville, Texas is a community that has the characteristics that the Commission equates with community status for allotment purposes and is deserving of an FM allotment.

As I stated in my reply comments, Meyersville is a 150-year-old German community of 110 people located on Farm Road 3157 some 22.5 kilometers south of Cuero¹ and approximately 30 kilometers north of Goliad in extreme

¹ The Handbook of Texas Online, "Meyersville, Texas is just east of U.S. Highway 183 and fourteen miles south of Cuero..." 1 mile = 1.609 kilometers x 14 miles = 22.526 kilometers.

southern DeWitt County.² It was the second community established in DeWitt County, after Yorktown, in 1848. Eight businesses in Myersville have been given a credit rating by Dun & Bradstreet as of November 2002.³ Myersville has its own post office which was established in December 1851 and its own zip code, 77974. (See, Attachment B) The Myersville Postmaster, Barbara E. Miller, says she provides residential delivery to over 130 residences in Myersville.

Like other "communities" to which the FCC has allotted a "first local aural service," Myersville has two local churches, St. John Evangelical Lutheran Church and St. Peter & Paul's Catholic Church. St. John Evangelical Lutheran Church was organized in 1851 and is one of the oldest congregations in Texas. The church structure was built in 1867 and Eric L. Petty is pastor, Marjorie Kdeus in organist/ pianist, Rupert Egg is associate organist, Mary K. Rabe is adult choir director, Debbie Glawson in youth choir director. Ruth Bettge is president of the Old Stone Church Historical Committee. Community social events are held at the church, such as weddings and dinners.

The Myersville Independent School District, home of the "Panthers", only serves the city of Myersville and

² Texas Almanac 2004-2005, page 344 & 178.

³ Texas Almanac 2004-2005, page 344.

surrounding rural areas. The school district serves a student community of 154 from grades K-8. Obert Sagebiel is president, Laura A. Whitson superintendent, and an eight member board of Trustees who include Delvin Arndt, vice president, Johnny Jank, secretary, Kim Brennan, Rhonda Goebel, Robert Moore and Dawn Otto. The regular meetings of the Board of Education of the Meyersville Independent School District are held in Meyersville at the Meyersville School Board Room. (See, Attachment C) The inter district sports available at the school are basketball, volleyball, flag football and track. The scoreboard in the basketball gym was purchased with money raised from the community fundraiser event that the school organizes once a year. The school has a baseball field, football field and playground which are available to the Meyersville residents.

Meyersville has its own volunteer fire department and two fire trucks. Once a year in April, the community organizes a "Meyersville Volunteer Fire Department BBQ Chicken Fundraiser" with over 600 BBQ chickens and the proceeds benefiting the Meyersville Volunteer Fire Department. In 2003, the Federal Emergency Management Agency recognized Madisonville and its volunteer fire

department with a \$185,540 grant. The VFD's proposed grant went through a national peer review process involving more than 300 fire service leaders. (See, Attachment D)

The citizens of Meyersville exercise their civic pride and sense of community identity in a number of ways, one of which was getting Meyersville listed in the official Texas Highway Travel Map in 1998. With the dedicated efforts of Meyersville residents, such as Ruth and Elroy Peters and Cobb and Ruth Egg More, they wrote a resolution, got backing from the two local churches, the church counsel, the Meyersville School Board and DeWitt County Commissioners Court and received approval from the state to be included in the official Texas Highway Travel Map beginning in 1998. (See, Attachment E, "Residents put town on map-literally", San Antonio Express-News, December 10, 1997)

Although Meyersville is admittedly a small town, it is clearly an "identifiable population grouping" and because the one hundred and ten residents have no other nearby town to turn to for daily services, Meyersville qualifies as a "community" for FCC allotment purposes. See Semora, North Carolina, 5 FCC Rcd 934 (1990) ("community" found even where no local schools and population estimated at only 150).

Moreover, Meyersville is not a small town on the fringe of some larger urban (or even rural) community. See Cal-Nev-Ari et al., Docket No. 93-279, Memorandum Opinion and Order, released October 8, 1999 (Application for Review granted) ("community" found where there were two population groups totaling about 350 persons on either side of road, even though there were no local schools or any local civic group). As in Cal-Nev-Ari, Meyersville is more than 22.5 kilometers from any town of comparable size. Indeed, Meyersville has more of the social and economic indicia of a "community" than existed in either the Semora or the Cal-Nev-Ari cases.⁴ In sum, the evidence establishes that Meyersville - whose post office dates back to December, 1851, is a distinct geographical population grouping that qualifies under FCC precedent as a "community" for allotment purposes.

Conclusion

The "Meyersville Independent School District School History," (See, Attachment F), begins with a discussion of the community of Meyersville and its beginnings in 1851. The conclusion of the article, written by Rohnda Doehrman Goebel with credit given to Mrs. Elizabeth Haun and Mrs.

⁴ Unlike Meyersville, the community of Cal-Nev-Ari had no local school system, no churches nor any local civic organization. The population of Meyersville is approximately that of Semora, NC, and Meyersville has the same number of churches as did Semora.

Ruth Egg, discusses the closeness of the school and the community. Rohnda Doehrman Goebel says,

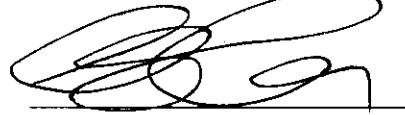
"But from all the former students I interviewed and the students of Meyersville school who approach the new millennium one important factor stands out - a feeling of closeness, community and family. Everyone always recalls how at Meyersville School all students got along and get along together. It may be because of the physical closeness of classrooms which puts younger and older students into same proximity; it may be the assemblies; maybe the actual family relationships of brothers, sisters, cousin, and neighbors all attending school together. But I think it has to do with **a certain set of values that Meyersville itself holds dear.** That is the feeling that we are a family, we are proud of ourselves and of each other. Whether we are blood related or not, Meyersville means family. **I believe the students of Meyersville School will always hold this feeling of pride and respect for their school and community as a high priority."**

Surely, Meyersville, its history, its residents and its unique rural sense of community are deserving of recognition by the FCC.

Should the Commission grant the Meyersville, Texas petition and allot Channel 261A to Meyersville, Petitioner will apply for Channel 261A at Meyersville and after it is authorized, will promptly construct the new facility.

The factual information provided in this "Response to Counterproposal" is correct and true to the best of my knowledge.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'C. Crawford', written over a horizontal line.

Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 642-6410 Tele

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

February 6, 2006

ATTACHMENT A

(Petition for Rule Making and Petitioner's Comments)

June 25, 2003

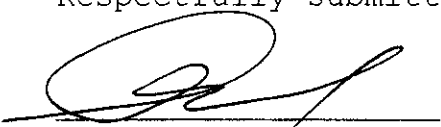
Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12th Street Lobby - TW - A325
Washington, D.C. 20554

Re: Petition for Rule Making
Meyersville, Texas

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of a Petition
for Rule Making to add Channel 261A at Meyersville, Texas.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

MeyCover

Before the
1 Communications Commission
Washington, D.C. 20554

In the Matter of)
)
Amendment of 73.202 (b)) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations)
(Meyersville, Texas))

To: John Karousos, Assistant Chief
Audio Division of the
Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 261A at Meyersville, Texas.

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 261A to Meyersville, Texas as that community's first FM service. Meyersville is an community with a population of 110 people according to the 2002/ 2003 Texas Almanac. Meyersville, Texas has its own school system, the Meyersville Independent School District, post office, volunteer fire department and a number of local churches. The proposed channel 261A will provide additional diversity and an outlet for local self-expression to Meyersville residents and therefore is in the public interest.

In order for Channel 261A to be allotted to Meyersville, Texas, station KCYT Channel 262C at San Antonio, Texas must be reclassified to a C0. (See, Attachment A, Request to Reclassify statement)

Attached hereto is a channel study confirming that Channel 261A can be allocated to Meyersville, Texas, consistent with the FCC's FM separation rules. See

revision of FM Assignment Policies and Procedures, 90 FCC
2d 88 (1992). (See, Attachment B)


Reference coordinates for Channel 261A at Meyersville,
Texas are:

28 54 58 N
97 19 37 W

Should this petition be granted, and Channel 261A be
allotted to Meyersville, Texas, Petitioner will apply for
Channel 261A, and after it is authorized, will promptly
construct the new facility.

The factual information provided in this Petition for
Rule Making is correct and true to the best of my
knowledge.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite
600, 1050 17th Street, N.W., Washington, D.C. 20036,
telephone (202) 496-1289, telecopier (301) 762-0156,
attorney for Charles Crawford. It is requested that the
Commission and any parties who may file pleadings in the
captioned matter serve copier to Mr. Bechtel as well as
Charles Crawford.

June 25, 2003

Attachment A

(Request to Reclassify statement for Station KCYY/ San Antonio, Texas)

Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205


Petition for Rule Making
FM Channel 261A
Meyersville, Texas
June 25, 2003

Attachment A

Request to Reclassify
Station KCYY(FM), San Antonio, Texas
Pursuant to MM Docket 98-93

Radio Station KCYY(FM), San Antonio, Texas is licensed to CXR Holdings, Inc., 3993 Howard Hughes Parkway, Suite 250, Las Vegas, NV 89109, (Facility ID 48718), FCC File No. BMLH 20001010ACO. The facility operates with a power of 100 kilowatts with center of radiation 300 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KCYY(FM) be modified to specify operation on FM Channel 262C0 instead of on FM Channel 262C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

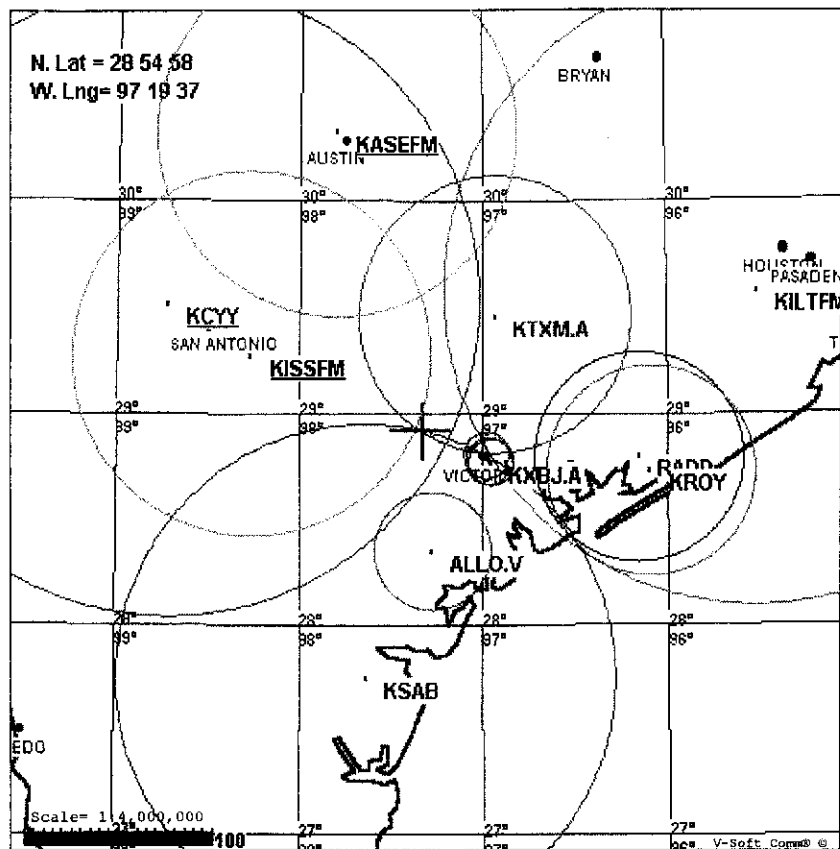
Charles Crawford, the proponent of Channel 261A at Meyersville, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KCYY(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Meyersville, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on CXR Holdings, Inc. as is required in the above Docket.


Charles Crawford

Attachment B

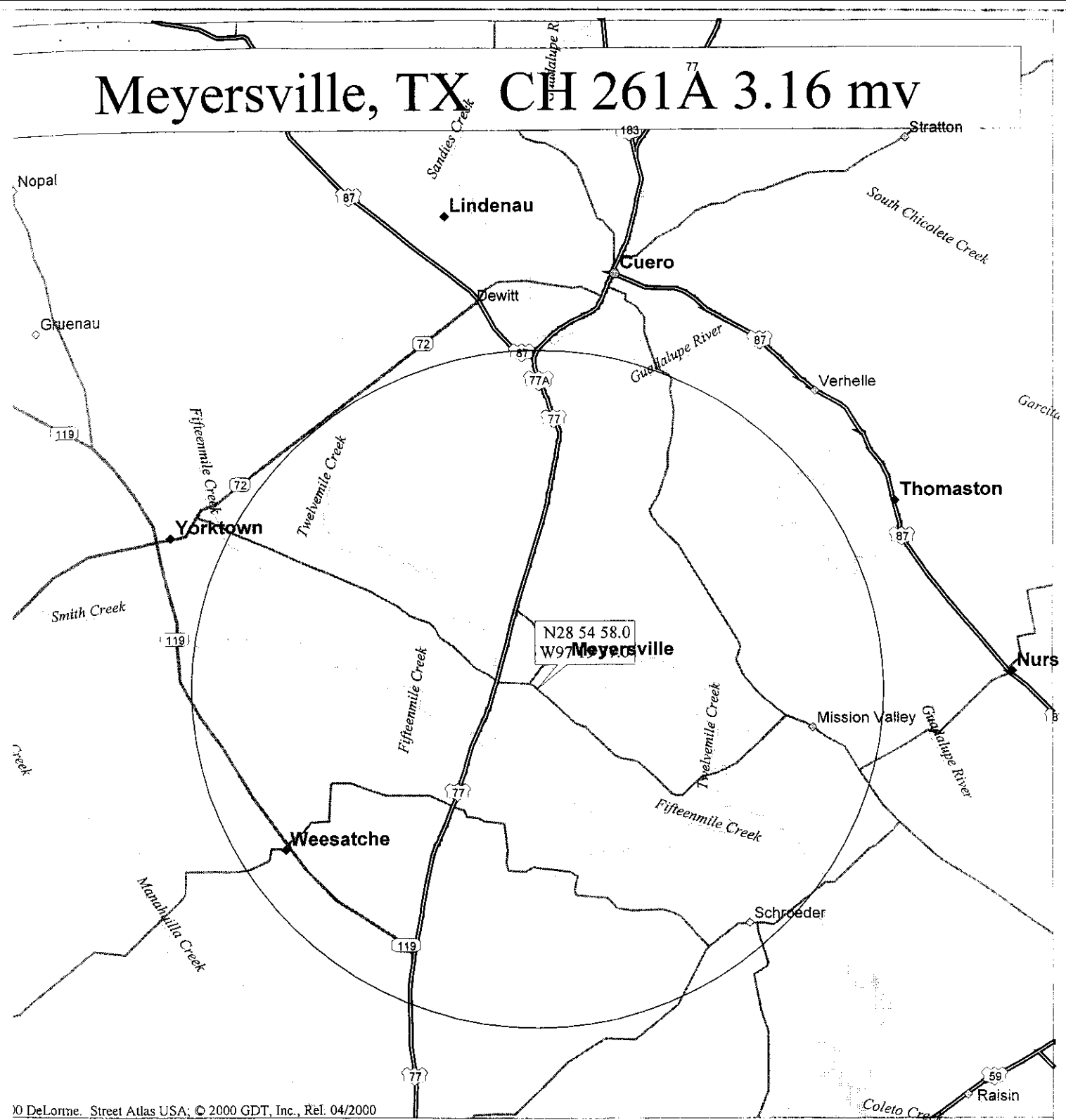
(Channel Study for Channel 261A at Meyersville, Texas)

FM PROSP^(TM) LOCATE STUDY CH 261 A 100.1 MHz
Study



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
KCY	262C*	LIC	San Antonio	TX	151.58	296.8	165.0	-13.42
KSAB	260C1	LIC	Robstown	TX	132.57	193.3	133.0	-0.43
KTXM	260A	LIC N	Hallettsville	TX	71.59	32.0	72.0	-0.41
KTXM.A	260A	APP N	Hallettsville	TX	71.59	32.0	72.0	-0.41
KISSFM	258C*	LIC	San Antonio	TX	99.55	293.9	95.0	4.55
KXBJ.C	207C3	CP	Victoria	TX	35.95	110.2	12.0	23.95
KXBJ	207C3	LIC	Victoria	TX	38.13	113.6	12.0	26.13
KILT.FM	262C	LIC	Houston	TX	191.17	67.0	165.0	26.17
KXBJ.A	207C3	APP	Victoria	TX	39.67	113.7	12.0	27.67
KXBJ.A	207C3	APP	Victoria	TX	39.67	113.7	12.0	27.67
ALLO.V	263A	VAC	Refugio	TX	62.94	175.4	31.0	31.94
RADD	259C2	ADD	Bay City	TX	115.15	96.4	55.0	60.15
KASEFM	264C*	LIC	Austin	TX	162.20	343.7	95.0	67.20
RDEL	259C2	DEL	Palacios	TX	122.40	99.4	55.0	67.40
KROY	259C2	LIC N	Palacios	TX	122.40	99.4	55.0	67.40

Meyersville, TX CH 261A 3.16 mv



© DeLorme. Street Atlas USA; © 2000 GDT, Inc., Rel. 04/2000

11.00
Jun 21 18:44 2003
e 1:250,000 (at center)
Miles

KM

- US Highway
- Major Connector
- State Route
- County Seat
- Small Town
- Locale
- Land
- Water

River/Canal
Intermittent River

CERTIFICATE OF SERVICE

I, Charles Crawford, hereby certify that on this 25th day of June, 2003, I caused copies of the foregoing "Petition for Rule Making for Meyersville, Texas" to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12th Street Lobby-TW-A325
Washington, D.C. 20554

Gene Bechtel, Esq.
Law Offices of Gene Bechtel, P.C.
1050 17th Street, N.W., Suite 600
Washington, D.C. 20036-5517
(Counsel for Petitioner)

CXR Holdings, Inc.
3993 Howard Hughes Parkway
Suite 250
Las Vegas, NV 89109

A handwritten signature in black ink, appearing to be 'C. Crawford', written over a horizontal line.

Charles Crawford

August 22, 2005

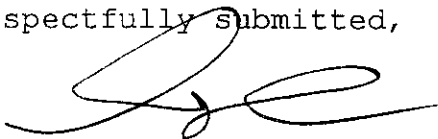
Ms. Marlene Dortch
Office of the Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
12th Street Lobby - TW - A325
Washington, DC 20554

Re: Petitioners Comments
Meyersville, Texas (MB Docket No. 05-246)

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of
Petitioner's Comments for Channel 261A at Meyersville,
Texas. (MB Docket No. 05-246)

Respectfully Submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

MeyCover

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)	
)	
Amendment of 73.202 (b))	MB Docket No.05-246
Table of Allotments)	RM-11263
FM Broadcast Stations)	
(Meyersville, Texas)	

To: Office of the Secretary
Attn: Audio Division, Media Bureau

PETITIONER'S COMMENTS

Please accept these comments as restated below from Proponents original petition and additional information demonstrating that Meyersville is a community as requested in the Notice of Proposed Rule Making, released July 29, 2005

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 261A to Meyersville, Texas as that community's first FM service. Meyersville is a 150 year-year-old German community of 110 people located on Farm Road 3157 some 22.5 kilometers south of Cuero and approximately 30 kilometers north of Goliad in extreme southern DeWitt County, according to the 2004/ 2005 Texas Almanac. It was the second community established in DeWitt County, after Yorktown, in 1858.

Meyersville, has its own post office which was established I December 1851 and its own zip code, 77974. The Meyersville postmaster provides residential delivery to the Meyersville residents. Meyersville has its own school system, the Meyersville Independent School District, home of the "Panthers". The school district only serves the city of Meyersville and surrounding rural areas with approximately 150 students from K through the 8th grade. The regular meetings of the Board of Education of the Meyersville Independent School District are held in Meyersville at the Meyersville School Board Room.

The Meyersville Volunteer Fire Department organizes the annual "Meyersville Volunteer Fire Department BBQ Chicken Fundraiser" with over 600 BBQ chickens and the proceeds benefiting the Meyersville VFD.

Like other "communities" to which the FCC has allotted a "first local aural service," Meyersville has two local churches, St. John Evangelical Lutheran Church and St. Peter & Paul's Catholic Church.

Additionally, eight businesses in Meyersville have been given a credit rating by Dun & Bradstreet as of November 2002 which include, the Meyersville Store.¹

¹ Meyersville Store, 2231 Meyersville Rd, Meyersville, TX 77974, (361) 275-2049.

The proposed channel 261A will provide additional diversity and an outlet for local self-Expression to Meyersville residents and therefore is in the public interest.

Should this petition be granted, and Channel 261A be allotted to Meyersville, Texas, Petitioner will apply for Channel 261A, and after it is authorized, will promptly Construct the new facility.

The factual information provided in these Comments is correct and true to the best of my knowledge.

Respectfully submitted,



Charles Crawford
4553 Bordeaux Ave.
Dallas, Texas 75205
(214) 520-7077 Tele
(214) 443-9308 Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

August 22, 2005

Meyer

ATTACHMENT B
(Meyersville Zip Code)